

FORM PTO-1449		SERIAL NO. 10764,076	CASE NO. 12654-33
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT		FILING DATE January 23, 2004	GROUP ART UNIT 3686
(use several sheets if necessary)	APPLICANT(S): Alan R. Bauer et al.		CONFIRMATION NO. 7997

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
J1	US 3,781,824	12/25/1973	Caiati et al.		
J2	US 3,870,894	03/11/1975	Brede et al.		
J3	US 4,212,195	07/15/1980	Young		
J4	US 4,387,587	06/14/1983	Faulconer		
J5	US 4,581,708	04/08/1986	Van Ostrand et al.		
J6	US 4,593,357	06/03/1986	Van Ostrand et al.		
J7	US 4,638,289	01/20/1987	Zottnik		
J8	US 4,706,083	11/10/1987	Baatz et al.		
J9	US 4,836,024	06/06/1989	Woehrl et al.		
J10	US 4,845,630	07/04/1989	Stephens		
J11	US 4,944,401	07/31/1990	Groenewegen		
J12	US 4,945,759	08/07/1990	Krofchalk et al.		
J13	US 5,017,916	05/21/1991	Londt et al.		
J14	US 5,074,144	12/24/1991	Krofchalk et al.		
J15	US 5,355,855	10/18/1994	Saikalis		
J16	US 5,394,136	02/28/1995	Lammers		
J17	US 5,400,018	03/21/1995	Scholl et al.		
J18	US 5,412,570	05/02/1995	Gruher et al.		
J19	US 5,445,347	08/29/1995	Ng		
J20	US 5,446,659	08/29/1995	Yamawaki		
J21	US 5,459,660	10/17/1995	Berra		
J22	US 5,465,079	11/07/1995	Bouchard et al.		
J23	US 5,471,193	11/28/1995	Peterson et al.		
J24	US 5,485,161	01/16/1996	Vaughn		
J25	US 5,497,329	03/05/1996	Tang		
J26	US 5,581,464	12/03/1996	Woll et al.		
J27	US 5,608,629	03/04/1997	Cuddihy et al.		
J28	US 5,654,501	08/05/1997	Grizzle et al.		
J29	US 5,680,140	10/21/1997	Loomis		
J30	US 5,693,876	12/02/1997	Ghitea, Jr. et al.		
J31	US 5,726,893	03/10/1998	Schuchman et al.		
J32	US 5,790,427	08/04/1998	Greer et al.		
J33	US 5,799,249	08/25/1998	Kennedy, III et al.		
J34	US 5,811,884	09/22/1998	Matuoka et al.		
J35	US 5,815,093	09/29/1998	Kikinis		
J36	US 5,832,394	11/03/1998	Wortham		
J37	US 5,844,473	12/01/1998	Kaman		
J38	US 5,862,500	01/19/1999	Goodwin		
J39	US 5,877,707	03/02/1999	Kowalick		

EXAMINER /Teresa Woods/	DATE CONSIDERED 10/12/2011
----------------------------	-------------------------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.W./

FORM PTO-1449	SERIAL NO. 10764,076	CASE NO. 12654-33
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE January 23, 2004	GROUP ART UNIT 3686
(use several sheets if necessary)		APPLICANT(S): Alan R. Bauer et al.

REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	J40	US 5,928,291	07/27/1999	Jenkins et al.		
	J41	US 5,974,356	10/26/1999	Doyle et al.		
	J42	US 6,009,363	12/28/1999	Beckert et al.		
	J43	US 6,076,026	06/13/2000	Jambhekar et al.		
	J44	US 6,185,490 B1	02/06/2001	Ferguson		
	J45	US 6,246,933 B1	06/12/2001	Bague		
	J46	US 6,608,554 B2	08/19/2003	Lesesky et al.		
	J47	US 6,744,352 B2	06/01/2004	Lesesky et al.		
	J48	US 7,015,800 B2	03/21/2006	Lesesky et al.		
	J49	US 7,449,993 B2	11/11/2008	Lesesky et al.		

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	J50	CA 2,151,458	06/23/1994	Canada		
	J51	CA 2,164,608	12/22/1994	Canada		
	J52	CA 2,229,238	08/11/1999	Canada		
	J53	EP 0 383 593 A2	08/22/1990	Europe		
	J54	EP 0 444 738 A2	09/04/1991	Europe		
	J55	EP 0 700 009 A3	03/06/1996	Europe		ABSTRACT
	J56	EP 0 895 173 A3	02/03/1999	Europe		
	J57	EP 1 128 265 A1	08/29/2001	Europe		ABSTRACT
	J58	EP 1 160 707 A1	12/05/2001	Europe		
	J59	EP 1 241 599 A1	09/18/2002	Europe		
	J60	EP 1 746 537 A3	01/24/2007	Europe		
	J61	DE 195 22 940 A1	01/02/1997	Germany		ABSTRACT
	J62	DE 197 28 872 A	01/14/1999	Germany		ABSTRACT
	J63	JP 3-4660 A	01/10/1991	Japan		ABSTRACT
	J64	WO 84/03359 A1	08/30/1984	WIPO		ABSTRACT
	J65	WO 88/09023 A1	11/17/1988	WIPO		ABSTRACT
	J66	WO 93/10510 A1	05/27/1993	WIPO		ABSTRACT
	J67	WO 94/04975 A1	03/03/1994	WIPO		
	J68	WO 94/18645 A1	08/18/1994	WIPO		ABSTRACT
	J69	WO 94/28434 A1	12/08/1994	WIPO		
	J70	WO 96/15636 A1	05/23/1996	WIPO		
	J71	WO 97/33382 A1	09/12/1997	WIPO		
	J72	WO 98/47109 A1	10/22/1998	WIPO		
	J73	WO 00/17721 A2	03/30/2000	WIPO		
	J74	WO 00/17800 A1	03/30/2000	WIPO		
	J75	WO 01/18491 A1	03/15/2001	WIPO		
	J76	WO 01/73693 A2	10/04/2001	WIPO		

EXAMINER /Teresa Woods/	DATE CONSIDERED 10/12/2011
----------------------------	-------------------------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609;
Draw line through citation if not in conformance and not considered. Include copy of this form with next
communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.W./

FORM PTO-1449	SERIAL NO. 10764,076	CASE NO. 12654-33
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE January 23, 2004	GROUP ART UNIT 3686
(use several sheets if necessary)		
APPLICANT(S): Alan R. Bauer et al.		

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	J77	WO 02/41119 A2	05/23/2002	WIPO		
	J78	WO 03/073339 A1	09/04/2003	WIPO		

OTHER ART – NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIAL	(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.					
	J79	"Automatic Vehicle Location for Public Safety Dispatch," Trimble brochure, 1993, 8 pages.				
	J80	Brown, Robert L., "Recent Canadian Human Rights Decisions Having an Impact on Gender-Based Risk Classification Systems," Journal of Actuarial Practice, Vol. 3, No. 1, 1995, pp. 171-192.				
	J81	Butler, P. et al., "Driver Record: a Political Red Herring That Reveals the Basic Flaw in Automobile Insurance Pricing," Journal of Insurance Regulation, Vol. 8, No. 2, 1989, pp. 200-234.				
	J82	Butler, P., "Cost-Based Pricing of Individual Automobile Risk Transfer: Car-Mile Exposure Unit Analysis," Journal of Actuarial Practice, Vol. 1, No. 1, 1993, pp. 51-84.				
	J83	Butler, P., "Gas-Tax and Time-Period Insurance Methods Equally Flawed," National Underwriter, June 15, 1998, p. 594.				
	J84	Butler, T., "Insurance by the Mile," Letter to the Editor, The Washington Post, January 17, 1991, 2 pages.				
	J85	Capon, R., "Insure by the Mile," Letter to the Editor, The Washington Post, December 27, 1990, 2 pages.				
	J86	Civil Docket for Case No. 1:10-cv-01370-PAG, Progressive Casualty Insurance Company versus Safeco Insurance Company of Illinois et al., U.S. District Court, Northern District of Ohio (Cleveland) printed from the internet at <http://ecf.ohnd.uscourts.gov/cgi-bin/DktRpt.pl?324688388186026-L_1_0-1> on December 22, 2010, 12 pages.				
	J87	Complaint, filed June 18, 2010, Case No. 1:10-cv-01370-PAG: Progressive Casualty Insurance Company versus Safeco Insurance Company of Illinois, Safeco Insurance Company of America, Safeco Corporation, Liberty Mutual Insurance Company, Liberty Mutual Group Inc., The Ohio Casualty Insurance Company, and Open Seas Solutions, Inc., 201 pages.				
	J88	Defendants' Motion to Dismiss for Failure to State a Claim Upon Which Relief May Be Granted, filed September 8, 2010, Case No. 1:10-cv-01370-PAG: Progressive Casualty Insurance Company versus Safeco Insurance Company of Illinois, Safeco Insurance Company of America, Safeco Corporation, Liberty Mutual Insurance Company, Liberty Mutual Group Inc., The Ohio Casualty Insurance Company, and Open Seas Solutions, Inc., 99 pages.				
	J89	Defendants' Motion to Stay Litigation Pending Ex Parte Reexamination of the Patent-In-Suit by the United States PTO filed October 14, 2010, Case No. 1:10-cv-01370-PAG: Progressive Casualty Insurance Company versus Safeco Insurance Company of Illinois, Safeco Insurance Company of America, Safeco Corporation, Liberty Mutual Insurance Company, Liberty Mutual Group Inc., The Ohio Casualty Insurance Company, and Open Seas Solutions, Inc., 339 pages.				

EXAMINER /Teresa Woods/	DATE CONSIDERED 10/12/2011
----------------------------	-------------------------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.W./

FORM PTO-1449	SERIAL NO. 10764,076	CASE NO. 12654-33
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE January 23, 2004	GROUP ART UNIT 3686
(use several sheets if necessary)	APPLICANT(S): Alan R. Bauer et al.	

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.
J90	Defendants' Reply Memorandum In Support of Their Motion to Dismiss for Failure to State a Claim Upon which Relief may be Granted filed October 26, 2010, Case No. 1:10-cv-01370-PAG: Progressive Casualty Insurance Company versus Safeco Insurance Company of Illinois, Safeco Insurance Company of America, Safeco Corporation, Liberty Mutual Insurance Company, Liberty Mutual Group Inc., The Ohio Casualty Insurance Company, and Open Seas Solutions, Inc., 13 pages.
J91	Defendants' Reply Memorandum In Support of Their Motion to Stay Litigation Pending Ex Parte Reexamination of the Patent-In-Suit by the United States PTO filed November 4, 2010, Case No. 1:10-cv-01370-PAG: Progressive Casualty Insurance Company versus SafeCo Insurance Company of Illinois, SafeCo Insurance Company of America, SafeCo Corporation, Liberty Mutual Insurance Company, Liberty Mutual Group Inc., The Ohio Casualty Insurance Company, and Open Seas Solutions, Inc., 12 pages.
J92	Dorweiler, P., "Notes on Exposure and Premium Bases," Proceedings of the Casualty Actuarial Society, Vol. 16, Nos. 33 & 34, 1929-1930, pp. 319-343.
J93	Hanneghan et al., "The World-Wide Web As A Platform for Supporting Interactive Concurrent Engineering," Proceedings of Advanced Information Systems Engineering - 8th International Conference, CAISE'96, Heraklion, Crete, Greece, May 20-24, 1996, 17 pages. (available from the internet at URL: http://www.cms.livjm.ac.uk/cmsmhann/publications/papers/CAISE96.pdf)
J94	Klein, J. S. et al., "A Black Box Tells Just the Facts," The Los Angeles Times, Section:View, June 13, 1991, pp. E-8. (2 pages)
J95	Memorandum of Opinion and Order (regarding Defendants' Motion to Dismiss for Failure to State a Claim Upon Which Relief May Be Granted) dated November 12, 2010, Case No. 1:10-cv-01370-PAG: Progressive Casualty Insurance Co. versus Safeco Insurance Co., et al., 10 pages.
J96	Memorandum of Opinion and Order (regarding Defendants' Motion to Stay Litigation Pending Ex Parte Reexamination of the Patent-In-Suit by the United States PTO) dated November 12, 2010, Case No. 1:10-cv-01370-PAG: Progressive Casualty Insurance Co. versus Safeco Insurance Co., et al., 9 pages.
J97	Narten, T., "File Server," Encyclopedia of Computer Science, Ed. Anthony Ralston and Edwin D. Reilly, 3rd. Ed., New York: Van Nostrand Reinhold, copyright 1993, pp.554-555.
J98	"Operation of an Audited-Mile/Year Automobile Insurance System-Under Pennsylvania Law," A Study Prepared for Sponsors of Pennsylvania Senate Bill SB 775 and Pennsylvania House Bill 1881 and other Interested Members of the Pennsylvania General Assembly, NOW Insurance Project for National Organization for Women, June 1992, 18 pages.
J99	Progressive's Memorandum in Opposition to Defendants' Motion to Dismiss for Failure to State a Claim Upon which Relief may be Granted filed October 12, 2010, Case No. 1:10-cv-01370-PAG: Progressive Casualty Insurance Company versus Safeco Insurance Company of Illinois, Safeco Insurance Company of America, Safeco Corporation, Liberty Mutual Insurance Company, Liberty Mutual Group Inc., The Ohio Casualty Insurance Company, and Open Seas Solutions, Inc., 59 pages.

EXAMINER /Teresa Woods/	DATE CONSIDERED 10/12/2011
----------------------------	-------------------------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.W./

FORM PTO-1449	SERIAL NO. 10764,076	CASE NO. 12654-33
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE January 23, 2004	GROUP ART UNIT 3686
(use several sheets if necessary)		APPLICANT(S): Alan R. Bauer et al.

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.	
J100	Progressive's Memorandum in Opposition to Defendants' Motion to Stay Litigation Pending Ex Parte Reexamination of the Patent-In-Suit by the USPTO filed October 28, 2010, Case No. 1:10-cv-01370-PAG: Progressive Casualty Insurance Company versus Safeco Insurance Company of Illinois, Safeco Insurance Company of America, Safeco Corporation, Liberty Mutual Insurance Company, Liberty Mutual Group Inc., The Ohio Casualty Insurance Company, and Open Seas Solutions, Inc., 80 pages.	
J101	PSC-200™ Intelligent Data Controller, product description, Trimble, 1994, 2 pages.	
J102	Request for Ex Parte Reexamination of U.S. Patent. No. 6,064,970 Pursuant to 35 U.S.C. § 302, 37 C.F.R. § 1.510, filed September 22, 2010, 178 pages.	
J103	"Vehicle Alert and Notification System," IBM Technical Disclosure Bulletin, Vol. 38, No. 8, August 1995, pp. 209-211.	

EXAMINER	/Teresa Woods/	DATE CONSIDERED	10/12/2011
----------	----------------	-----------------	------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.W./